IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

WP(C).No. 5413 of 2004(T)

AGAINST THE ORDER IN IA.1276/2003 IN OPARB.42/2003 OF II ADDL. DISTRICT COURT, KOLLAM

.....

PETITIONER:

K.SREEDHARAN PILLAI,
S/O.KUTTAN PILLAI,
SREESADANAM, KARIMPINPUZHA P.O.
PUTHOOR, KOLLAM.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS:

M/S.SUNDARAM FINANCE LTD.,
A COMPANY INCORPORATED UNDER THE INDIAN COMPANIES ACT HAVING ITS REGD.OFFICE AT NO.21, PATULIOS ROAD, MADRAS 600 002, REP. BY ITS POWER OF ATTORNEY HOLDER M.RADHAKRISHNAN, DEPUTY MANAGER OF M/S.SUNDARAN FINANCE LTD., KADAPPAKKADA, KOLLAM.

BY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 5413/2004 T

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE OP (ARBITRATION) NO. 42/03 FILED BY THE RESPONDENT BEFORE THE DIST. COURT, KOLLAM.

EXT.P2. COPY OF THE IA NO. 1276/03 IN OP (ARBITRATION) NO.42/03 FILED BY THE RESPONDENT.

EXT.P3. COPY OF THE OBJECTION FILED BY THE PETITIONER.

EXT.P4. COPY OF THE ORDER IN IA NO. 1276/2003 IN OP (ARBITRATION) NO. 42/03 DT. 13/1/04.

True copy

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PIUS C. KURIAKOSE,J.

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W.P.(C) No.5413 of 2004

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Dated: 1st June, 2007

JUDGMENT

The Registry has reported that the petitioner has not deposited the amount of Rs.25,000/- as ordered by this court on 16.2.2004. I do not think that this court will be justified in exercising its discretionary jurisdiction in favour of a person who does not comply with the conditions imposed by this court. Accordingly, the Writ Petition will stand dismissed.

srd **PIUS C.KURIAKOSE, JUDGE**